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ATTORNEY DOCKET NO.  
62891.0635

PATENT APPLICATION  
10/038,989

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APR 30 2004

Technology Center 2600

In re Application of: Jerzy W. Miernik

Serial No.: 10/038,989

Filing Date: January 4, 2002

Group Art Unit: 2643

Examiner: Duc Minh Nguyen

Title: SYSTEM AND METHOD FOR UPGRADING SERVICE  
CLASS OF A CONNECTION IN A WIRELESS NETWORK

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

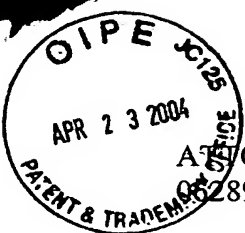
Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Response (13 pages), Information Disclosure Statement (2 pages), PTO Form 1449 (1 page), copies of 8 references, a check in the amount of \$180.00, a Baker Botts L.L.P. acknowledgment postcard (1 card), and this Certificate of Mailing by Express Mail, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 23rd day of April 2004, and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Levado Hamilton

Express Mail Receipt  
No. EV 324641280 US



ATTORNEY DOCKET NO.  
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Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Applicants respectfully request, pursuant to 37 C.F.R. § 1.56, 1.97, and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Copies of these references are enclosed for the convenience of the Examiner. Furthermore, pursuant to 37 C.F.R. § 1.97(h), no representation is made that these references qualify as prior art or that these references are material to the patentability of the present application.

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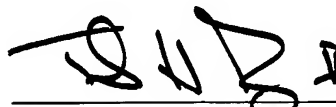
ATTORNEY DOCKET NO.  
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PATENT APPLICATION  
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Applicants submit a check in the amount of \$180.00 to cover the cost of the filing fee. If this is not correct, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker & Botts, L.L.P.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicant



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Thomas H. Reger, II  
Reg. No. 47,892

Date: April 23, 2004

CORRESPONDENCE ADDRESS:

2001 Ross Avenue, Suite 600  
Dallas, TX 75201-2980  
(214) 953-4653

Customer No.: **05073**

PTO-1449  <b>Information Disclosure Citation in an Application</b>		Application No. 10/038,989		Applicant(s) Jerzy W. Miernik	
<div style="border: 1px solid black; border-radius: 50%; padding: 10px; display: inline-block; text-align: center;">             O I P E              APR 23 2004              PATENT &amp; TRADEMARK OFFICE           </div>		Docket Number 062891.0635		Group Art Unit 2643	Filing Date January 4, 2002

U.S. PATENT DOCUMENTS							
		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
<input checked="" type="checkbox"/>	A	6,167,261	12/26/2000	Amin	455	426	02/27/1997
<input checked="" type="checkbox"/>	B	6,169,898 B1	01/02/2001	Hsu et al.	455	432	07/16/1998
<input checked="" type="checkbox"/>	C	6,195,532 B1	02/27/2001	Bamburak et al.	455	31.1	06/28/1996
<input checked="" type="checkbox"/>	D	6,564,061 B1	05/13/2003	Guo et al.	455	452	09/01/2000
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<input checked="" type="checkbox"/>	H	H2051 H	11/05/2002	Zhu et al.	370	395.21	09/29/2000
	I						

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	J							
	K							
	L							
	M							
	N							

NON-PATENT DOCUMENTS		
	DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
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EXAMINER  <div style="text-align: center; font-family: cursive;">Duc Nguyen</div>	DATE CONSIDERED  <div style="text-align: center; font-family: cursive;">10/13/04</div>
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.